



03-28-05

1fw

PATENT  
ATTORNEY DOCKET NO. 005127.00294

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	Examiner: TBA
Kevin Hoffer et al.	)	
Serial No.:	)	Art Unit: 3728
10/820,439	)	
Filed:	)	Confirmation No.: 7167
April 6, 2004	)	
Title: Sole for Article of Footwear for Granular Surfaces	)	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

In regard to the above-identified application, we are transmitting herewith the attached:

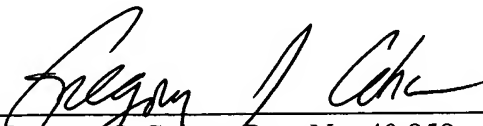
1. Supplemental Information Disclosure Statement;
2. USPTO Form 1449 with three (3) references; and
4. Return Receipt Postcard.

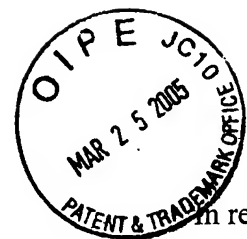
and hereby certify that this correspondence is being deposited on the date indicated below with the United States Postal Service as Express Mail EV 515 645 068 US in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

With respect to additional fees, the Commissioner is hereby authorized to charge any fees or credit overpayment, to our Deposit Account No. 19-0733. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Dated: March 25, 2004

  
\_\_\_\_\_  
Gregory J. Cohan, Reg. No. 40,959  
BANNER & WITCOFF, LTD.  
28 State Street, 28th Floor  
Boston, MA 02109  
(617) 720-9600



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Kevin Hoffer et al.

Serial No.: 10/820,439

Filed: April 6, 2004

Title: Sole for Article of Footwear for Granular  
Surfaces

)  
)  
)  
)  
)  
)  
)

Examiner: TBA

Art Unit: 3728

Confirmation No.: 7167

---

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Pursuant to 37 C.F.R. §§ 1.97-1.99, Applicants hereby submit the enclosed PTO Form 1449. This Information Disclosure Statement is in compliance with the continuing duty of candor as set forth in 37 C.F.R. § 1.56.

In the judgment of the undersigned, portions of the listed references may be material to the Examiner's consideration of the presently pending claims. However, the references have not been reviewed in sufficient detail to make any other representation and, in particular, no representation is intended as to the relative importance of any portion of the references. This statement is not a representation that the listed references have an effective date early enough to be "prior art" within the meaning of 35 U.S.C. § 102 or § 103.

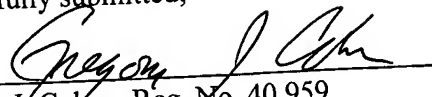
Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. A copy of the International Search Report received in a counterpart foreign application is also enclosed.

German Patent No. 1 674 858 is believed to be relevant to the extent that it discloses an article of footwear with a plurality of ribs on its sole.

Please apply any charges or credits to Deposit Account No. 19-0733.

Dated: March 25, 2009

Respectfully submitted,

  
Gregory J. Cohan, Reg. No. 40,959  
BANNER & WITCOFF, LTD.  
28 State Street, 28th Floor  
Boston, MA 02109  
(617) 720-9600

Attorney Docket No.  
**005127.00294**Serial No.  
**10/820,439**

## INFORMATION DISCLOSURE CITATION

Sheet 1 of 1

Applicants: **Kevin Hoffer et al.**Filing Date: **April 6, 2004**Group: **3728**

## U.S. PATENT DOCUMENTS

Examiner Initial		Patent No.	Date	Name	Class	Subclass	Filing Date (if appropriate)
	AA	3,129,520	04/21/1964	H. Funck			12/19/1960
	AB	4,094,081	06/13/1978	Reiner et al.	36	116	04/11/1977
	AC	4,096,649	06/27/1978	Saurwein	36	32 R	12/03/1976
	AD	4,827,631	05/09/1989	Thornton	36	102	06/20/1988
	AE	5,815,949	10/06/1998	Sessa	36	3 B	06/10/1997

## FOREIGN PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Country	Class	Subclass	Translation	
							Yes	No
	AF	GB 2 249 939	05/27/1992	Great Britain				
	AG	DE 1 674 858	03/22/1954	Germany				X

## OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, etc.)

AH	International Search Report, PCT/US2004/034998
EXAMINER	DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant. \*\*Copies of references not provided at the time of this submission.